



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 15, 2007

Signature: Joanne Ryan

(Joanne Ryan)

Docket No.: BBNT-P01-238
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Jerry D. Burchfiel

Application No.: 10/689763

Confirmation No.: 6023

Filed: October 22, 2003

Art Unit: 2618

For: SPECTRUM-ADAPTIVE NETWORKING

Examiner: Tuan A. Tran

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action dated October 10, 2007 requiring election of a single disclosed invention, Applicant hereby elects claims 1-25, corresponding to the Examiner's invention Group I, without traverse for continued examination. The time period for response has been extended to December 10, 2007, by the accompanying petition for a one-month extension of time.

The Examiner has required election, pursuant to 35 U.S.C. § 121, of one of the following inventions:

Group I, including claims 1-25 and allegedly drawn to a method for managing interference in a radio communication network, classified in class 455, subclass 69;

Group II, including claims 26-31 and allegedly drawn to a method of managing interference in a communication network, classified in class 455, subclass 450;

Group III, including claims 32-42 and allegedly drawn to a radio communication device, classified in class 455, subclass 226.1;

Group IV, including claims 43-82 and allegedly drawn to a method of managing co-sire interference in a wireless network, classified in class 455, subclass 63.1;

Group V, including claims 83-86 and allegedly drawn to a wireless network, classified in class 455, subclass 41.2;

Group VI, including claims 87-90 and allegedly drawn to a radio communication device, classified in class 455, subclass 561; and

Group VII, including claims 91-97 and allegedly drawn to a wireless communication network, classified in class 455, subclass 445.

(See Restriction Requirement, pp. 2-3). The Examiner has stated that invention Groups I-VII are related as subcombinations that are distinct from each other.

Applicants believe no fee is due with this response other than as reflected on the attached Petition for Extension of Time. However, if there are any other fees due in connection with the filing of this Response, please charge our Deposit Account No. 18-1945, under Order No. BBNT-P01-238 from which the undersigned is authorized to draw.

Dated: November 15, 2007

Respectfully submitted,

By 

Edward A. Gordon, Esq.

Registration No.: 54,130

ROPES & GRAY LLP

One International Place

Boston, Massachusetts 02110-2624

(617) 951-7000

(617) 951-7050 (Fax)

Attorneys/Agents For Applicant